


BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA

DOCKET NO. 2000-0446-C - ORDER NO. 2000-765

SEPTEMBER 12, 2000

IN RE: Petition of BellSouth Telecommunications,	)	
Inc. for Arbitration of an Interconnection	)	ORDER ESTABLISHING
Agreement with US LEC of South Carolina,	)	ARBITRATION PLAN
Inc. Pursuant to the Telecommunications Act	)	AND SCHEDULE
of 1996.	)	



This matter comes before the Public Service Commission of South Carolina ("Commission") on a Petition for Arbitration filed by BellSouth Telecommunications, Inc. ("BellSouth") on August 29, 2000, involving it and US LEC of South Carolina, Inc. ("US LEC"). Section 252 (b)(4)(C) of the Telecommunications Act of 1996 requires that a state commission hear and rule on a petition for arbitration no later than 9 months after the date on which the local exchange carrier received the request for negotiation. We must therefore hear and rule on this matter on or before December 22, 2000. Accordingly, we will rule on various procedural matters connected with this case in this Order, and establish an Arbitration Plan.

The Arbitration Hearing in this Docket shall begin at **2:30 P.M. on Wednesday, November 8, 2000**, in the Commission Hearing Room.

The Commission hereby orders that twenty-five (25) copies of the testimony and exhibits of BellSouth shall be prefiled on or before **October 11, 2000**. Further, twenty-five (25) copies of the testimony and exhibits of US LEC shall be prefiled on or before **October 25, 2000**. BellSouth shall prefile any rebuttal testimony and exhibits on or

before **November 1, 2000**, and US LEC shall prefile any surrebuttal testimony and exhibits on or before **November 6, 2000**. It should be noted that acceptance of surrebuttal testimony and exhibits is subject to the discretion of the Commission.

The parties shall serve the other parties with copies of all prefiled testimony and exhibits. Service on the parties and the Commission shall be made by the close of business on the dates herein specified. Service may be accomplished by facsimile transmission of the prefiled testimony and exhibits by the close of business on the dates specified, with over-night delivery of the testimony and exhibits to follow.

All parties are reminded that all witnesses must be present during the hearing in this matter at the call of the Chairman, or the Commission may decline to allow the witnesses' testimony to be read into the record of the proceeding, and/or may decline to allow the witnesses' exhibits to be entered into the evidence of the case.

Opening statements of the parties and any participants will be allowed at the beginning of the hearing. Closing statements of the parties and any participants will be allowed at the conclusion of the hearing.

Direct testimony and exhibits of the parties' witnesses shall be presented to the Arbitrator in a panel format, with all witnesses being sworn in concurrently. Examination of the witnesses shall be conducted by the Arbitrator or its designee. The examination may be directed to specific witnesses or to the entire panel of witnesses. Responses by other parties to the examination may be allowed at the discretion of the Arbitrator. Under this format, BellSouth and US LEC, as well as any participants in this matter, may submit a non-binding list of questions to the Arbitrator (the Commission) on or before

**November 1, 2000.** An original and five copies of the non-binding list of questions should be submitted to the Commission, but the non-binding list of questions need not be served on the other party or on participants.

Please note that any party requesting modification of this schedule must file a request for such modification with the Commission.

This Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:

  
Chairman

ATTEST:

  
Executive Director

(SEAL)